

103D CONGRESS
1ST SESSION

H. R. 3452

To provide that service performed in or under any of certain nonappropriated fund instrumentalities of the Government be creditable for purposes of the Federal Employees' Retirement System.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 4, 1993

Mr. McCLOSKEY introduced the following bill; which was referred to the Committee on Post Office and Civil Service

A BILL

To provide that service performed in or under any of certain nonappropriated fund instrumentalities of the Government be creditable for purposes of the Federal Employees' Retirement System.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. CREDITABILITY OF CERTAIN NAFI SERVICE**

4 **UNDER THE FEDERAL EMPLOYEES' RETIRE-**

5 **MENT SYSTEM.**

6 (a) IN GENERAL.—Subject to subsection (b), upon
7 application to the Office of Personnel Management, any
8 individual who is an employee within the legislative branch

1 of the Government on the date of such application shall
2 be allowed credit under chapter 84 of title 5, United
3 States Code (for purposes of any benefits payable out of
4 the Fund) for any service, if—

5 (1) the service was performed by such individ-
6 ual as an employee of a nonappropriated fund in-
7 strumentality of the Department of Defense or the
8 Coast Guard, described in section 2105(c) of such
9 title; and

10 (2) such individual has served continuously in
11 the legislative branch of the Government since mov-
12 ing (after December 31, 1986, without a break in
13 service of more than 3 days) from a nonappropriated
14 fund instrumentality referred to in paragraph (1).

15 (b) CONDITIONS.—An individual may not be allowed
16 credit for service under this Act unless—

17 (1) an application is filed within 6 months after
18 the date of the enactment of this Act;

19 (2) such individual has been subject to chapter
20 84 of title 5, United States Code, since moving to
21 the legislative branch (in the manner described in
22 subsection (a)(2)); and

23 (3) such individual deposits to the credit of the
24 Fund an amount equal to 1.3 percent of basic pay
25 paid to such individual for such service, with interest

1 (which shall be computed in accordance with para-
2 graphs (2) and (3) of section 8334(e) of title 5,
3 United States Code).

4 **SEC. 2. REGULATIONS.**

5 The Office of Personnel Management shall prescribe
6 any regulations necessary to carry out this Act.

7 **SEC. 3. DEFINITION.**

8 For the purpose of this Act, the term “Fund” means
9 the Civil Service Retirement and Disability Fund.

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